

HOUSE No. 2157

By Mr. Loscocco of Holliston, petition of Paul J.P. Loscocco and others relative to establishing toll equity and providing for continued funding of the Turnpike commuter discount program. Transportation.

The Commonwealth of Massachusetts

PETITION OF:

Paul J. P. Loscocco	David Paul Linsky
Stephen P. LeDuc	James E. Vallee
Susan W. Pope	Pamela P. Resor

In the Year Two Thousand and Five.

AN ACT TO ESTABLISH TOLL EQUITY AND FUND THE RESPECTING
MASSACHUSETTS TURNPIKE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 29 of the General Laws, as appearing in
2 the 2000 Official Edition, is hereby amended by inserting after
3 section 2BBB, as inserted by this act, the following section:—

4 Section 2CCC. There is hereby established and setup on the
5 books of the commonwealth a separate fund to be known as the
6 Massachusetts Turnpike Toll Equity Fund. There shall be credited
7 to said fund all “excess turnpike revenues” and all “excess metro-
8 politan highway system revenues”, as defined in section 3 of
9 Chapter 81A of the General Laws, as appearing in the 2000 Offi-
10 cial Edition, and all taxes on gas as provided in section 14 of
11 chapter 64C of the General Laws.

12 The state treasurer, ex officio, shall be the custodian of the fund
13 and shall receive, deposit and invest all monies transmitted to him
14 under this section and shall credit interest and earnings on the
15 fund to said fund.

16 The state treasurer shall annually pay over from the fund to the
17 Massachusetts Turnpike Authority an amount which the Authority
18 shall certify to be the aggregate of the amount, if any, necessary to

19 continue the so-call commuter discount program on the turnpike
20 and the metropolitan highway system and the amount, if any, nec-
21 essary to prevent or offset any increase to tolls collected pursuant
22 to section 10 of Chapter 81A of the General Laws, as appearing in
23 the 2000 Official Edition; provided, however that no increase to
24 said tolls shall be made unless the Authority has first certified to
25 the state treasurer that all amounts then in the fund are being used
26 so to continue said discount program and to offset said increase in
27 tolls. All revenues in said fund in excess of the amount so certi-
28 fied by said Authority shall continue to be held in said fund and
29 shall be used for no other purposes than those herein provided.

1 SECTION 2. Chapter 64A of the General Laws, as appearing in
2 the 2000 Official Edition, is hereby amended by adding the
3 following section:—

4 Section 14. Notwithstanding any other provision of this chapter
5 all taxes collected on fuel sold on property owned or leased by the
6 Massachusetts Turnpike Authority shall be credited to the Massa-
7 chusetts Turnpike Toll Equity Fund established by section 2CCC
8 of Chapter 29.